

ORDINANCE NO. 194-2024(MSES), *First Reading*

By Mayor Seren

An Ordinance amending Ordinance No. 140-2021 to broaden the authorized expenditure of ARPA funds to include water infrastructure improvements and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Ordinance No. 140-2021, passed November 15, 2021, authorized the allocation, appropriation, and expenditure of ARPA funds for sewer infrastructure improvement projects described in the Integrated Overflow Control Master Plan ("IOCMP"); and

WHEREAS, the U.S. Department of Treasury has determined that improvements to water infrastructure are eligible uses of ARPA funds under the same Expenditure Category as sewer infrastructure improvements; and

WHEREAS, the City has determined it would be advantageous to allow for a portion of the Eighteen Million Dollars and 00/100 (\$18,000,000.00) appropriated under Ordinance No. 140-2021 to be expended on water infrastructure improvements; and

WHEREAS, this Council wishes to amend Ordinance No. 140-2021 for that purpose;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. That Section 1 of Ordinance No. 140-2021 be and hereby is amended to henceforth read as follows:

SECTION 1. Council at this time directs the use of Eighteen Million Dollars (\$18,000,000.00) in ARPA funding for the performance of sewer infrastructure improvement projects described in the IOCMP and other water infrastructure improvement projects, and allocates those funds for that purpose, to be drawn upon for design contracts, local match grant programs, and construction contracts, to the maximum possible extent, within the timing requirements of the ARPA and the Interim Final Rule.

SECTION 2. The remaining provisions of Ordinance 140-2021 and any subsequent amendment thereto shall remain in full force and effect.

SECTION 3. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper

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of general circulation in the City of Cleveland Heights, or by posting the full text of this Ordinance on the City of Cleveland Heights website.

SECTION 4. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to complete all design, bidding, and contracting required to obligate the ARPA funds appropriated for the improvements by December 31, 2024.



TONY CUD
President of Council



ADDIE BALESTER
Clerk of Council

PASSED: October 21, 2024

Presented to Mayor: 10/24/2024 Approved: 10/31/2024



KAHLIL SEREN
Mayor